

PATENT
P55792

APR 14 2000
Group 2700

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

YOUNG-HO CHO

Serial No.: 09/382,681

Examiner: *to be assigned*

Filed: 25 August 1999

Art Unit: 2742

For: SUBSCRIBER LINE INTERFACE CIRCUIT OF EXCHANGE SYSTEM

PETITION UNDER 35 U.S.C. §1.111(a)

Assistant Commissioner
for Patents
Washington, D.C. 20231

Sir:

Applicant respectfully petitions from the Notice of Omitted Items dated 8 February 2000 requesting "new drawings of Figs. 1-4", and as reasons therefore, states that:

Folio: P55792
Date: 10 April 2000
I.D.: REB/kf

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STATEMENT OF FACTS

1. Applicant's above-referenced U.S. patent application was filed pursuant to 35 U.S.C. §111(a) and 37 C.F.R. §1.52(d) in a language other than English, by filing a certified copy of the Korean language specification, claims and Abstract of Korean patent application No. 34480/1999 filed in the Korean Industrial Property Office on the 25th of August 1998.
2. Priority of Applicant's above-referenced U.S. patent application claims priority based upon Korean patent application No. 34480/1998.
3. A claim for priority under 35 U.S.C. §119 accompanied this application, together with a signed Declaration.
4. Inadvertently, Applicant filed twenty pages constituting a specification of an unrelated application (attorney docket No. P54792). A Petition to expunge and return those twenty pages is filed together with this Petition and the fee incurred under 37 C.F.R. §1.17(i). Those twenty pages referred to Figs. 1-4.
5. Applicant's above-captioned U.S. patent application Serial No. 09/382,681 has only two (2) figures, namely Figs. 1 and 2, and does not include any Fig. 3 or any Fig. 4.

6. Original Figs. 1 and 2 are prepared in full conformance with 37 C.F.R. §1.84. Applicant neither required nor desires any additional figures in the above-captioned application.
7. Figs. 1 and 2 originally filed conform precisely to Figs. 1 and 2 in the certified copy of Korean language patent application Serial No. 34480/1998. On or about the 23rd day of November 1999, Applicant filed an English language translation of Korean priority application Serial No. 34480/1998, together with the certification of the translator and the fee incurred under 37 C.F.R. §1.17(k).
8. Applicant is filing simultaneously with this Petition, a Preliminary Amendment to the certified English translation of Korean priority application Serial No. 34480/1998, as is recommended under §608.01 of the *Manual of Patent Examining Procedure*, 7th Ed. July 1998. The Commissioner's attention is invited to the fact that Applicant's Declaration of translation certifies that the translation was accurate. No new matter is introduced in the accompanying Preliminary Amendment.

REMARKS

Applicant's above-captioned U.S. patent application was timely and completely filed on the 25th of August 1999 pursuant 37 C.F.R. §1.52(d). Unfortunately, an English language specification of an unrelated application was inadvertently included with the above-captioned application. An

accompanying Petition pursuant to 37C.F.R. §1.59(b) accompanies this Petition and requests expungement and return of the twenty pages of the unrelated specification.

Additionally, Applicant has filed an English language translation together with the certification of accuracy by the translator, the incurred fee, and simultaneously with this Petition, a Preliminary Amendment of that literal translation.

The repeated insistence by the Initial Patent Examining Division upon a submission of Figs. 3 and 4 is unwarranted, in view of the fact that only two figures are present in the above-captioned application. Those figures are correct and were originally filed. Duplicate copies of those two figures 1 and 2 accompany this Petition. Applicant notes that the undersigned attorney has repeatedly explained to the several personnel of the Initial Patent Examining Division.


The fee incurred under 37 C.F.R. §1.17(k) for the filing of a non-English specification has already been paid. No fees are believed to be incurred by this Petition; despite that however, Applicant's check drawn to the order of the Commissioner in the amount of U.S. \$130.00 accompanies this Petition. Upon refund of the fee, the Commissioner is requested to credit Deposit Account No. 02-4943. Should additional fees be indicated however, the Commissioner is requested to charge those fees against the Deposit Account No. 02-4943 of Applicant's undersigned attorney.

RELIEF REQUESTED

In view of the above, the Commissioner is respectfully requested to:

- A. Withdraw Notice of Omitted Item(s) mailed on 8 February 2000 requesting submission of new drawings Figs. 1 and 4 for the above-captioned application;
- B. Examine Figs. 1 and 2 as a complete set of formal drawings for the above-captioned application; and
- C. Grant such other and further relief as justice may require.

Respectfully submitted,



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Folio: P55792
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